

24 March 1975

MEMORANDUM FOR: General Counsel

ATTENTION :

25X1A9A

SUBJECT :

Miranda Rights

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1. In your memorandum on this Subject you gave your opinion that the Subject must be read his "Miranda rights" prior to our interview with him.

2. Since there are some striking dissimilarities between our interviewing an Agency employee and law enforcement officers interviewing a suspect who is in custody, this Office assumes that you are using "Miranda rights" as a handy legal shorthand device to convey the need for informing an employee of his rights in all cases where our questioning would pertain to the violation of a criminal law.

3. Under this assumption, this Office would tell an employee at the outset of the interview the nature of the inquiry and of our interest in his and the Agency's vulnerability. He would be reminded of his privilege against self-incrimination and his right to consult with legal counsel or other professional assistance prior to discussing the matter with us. This reminder would be in writing or, if oral, be given in the presence of a witness. We would not use language such as "anything he does say can and will be used against him in court," nor would we get into his right to have appointed counsel.

4. Your approval of this interpretation of our application of the "Miranda rights" is requested.

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Chief, Security Support Division

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APPROVED: 

25 APR 1975